

1
2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4
5 **MAGISTRATE JUDGE PATRICIA V. TRUMBULL**
6 **SETTLEMENT CONFERENCE PROCEDURES**

7 **TO PLAINTIFF(S):**

8 The Magistrate Judge requires that plaintiff serve copies of these procedures on all parties
9 and file a certificate of service with the Court. If, for any reason your case should settle before the
10 scheduled conference please notify the Magistrate Judge's staff immediately.

11 **TO ALL PARTIES AND COUNSEL OF RECORD:**

12 Unless otherwise permitted in advance by the Court, counsel shall appear at the
13 Settlement Conference with the parties or with the person or persons having full authority to settle
14 the case. Only in rare exceptional situations will the persons with full authority to settle be allowed
15 to be on telephone standby and then only with the permission of the Court.

16 At least five (5) court days before the Settlement Conference the parties shall lodge a
17 Settlement Conference Statement. Please deliver your copies to the clerk's office (Room 2112)
18 where it will be received and put in the Magistrate Judge's mail box.

19 The Settlement Conference Statement should not be filed but lodged with the Clerk of the
20 court who will in turn deliver it to Chambers.

21 Copies of the Settlement Conference Statements shall not be served upon the other
22 parties or counsel and the Court or its personnel shall not permit other parties or counsel to have
23 access to these statements.

24 The Settlement Conference Statement shall include the following:

- 25 1. A brief statement of the facts of the case.
- 26 2. A brief statement of the claims and defenses including, but not limited to, statutory
27 or other grounds upon which the claims are founded, a forthright evaluation of the parties'
28 likelihood of prevailing on the claims and defenses and a description of the major issues in
dispute.

3. A summary of the proceedings to date including rulings on motions and motions outstanding.

4. An estimate of the cost and time to be expended for further discovery, pretrial and trial.

5. A brief statement of the facts and issues upon which the parties agree.

6. Whether there are any discrete issues which, if resolved, would aid in the disposition of the case.

7. The relief sought.

8. The party's position on settlement, including present demands and offers and history of past settlement discussion, offers and demands.

Dated: June 9, 2000

Patricia V. Trumbull,
United States Magistrate Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28